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| APPLICATION NO. | FILING DATE | FIRST NAMED INVENTOR | ATTORNEY DOCKET NO. |
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09/342,866 06/29/99 LIN

W 244/031

023410  
NEAL M COHEN  
2424 SE BRISTOL STREET  
SUITE 300  
NEWPORT BEACH CA 92660

TM02/0821

EXAMINER

THOMPSON JR, F

ART UNIT

PAPER NUMBER

2165

DATE MAILED:

08/21/01

Please find below and/or attached an Office communication concerning this application or proceeding.

Commissioner of Patents and Trademarks

# Interview Summary

Application No.  
09/342,866

Applicant(s)

LIN

Examiner

Forest Thompson Jr.

Group Art Unit  
2165



All participants (applicant, applicant's representative, PTO personnel):

(1) Forest Thompson Jr.

(3) \_\_\_\_\_

(2) Neil Cohen (949) 724-1849

(4) \_\_\_\_\_

Date of Interview 8/13/01

Type: a) ☒ Telephonic b) ☐ Video Conference

c) ☐ Personal [copy is given to 1) ☐ applicant 2) ☒ applicant's representative]

Exhibit shown or demonstration conducted: d) ☐ Yes e) ☒ No. If yes, brief description:

Claim(s) discussed: 35

Identification of prior art discussed:

Goldhaber et al (U.S. Patent No. 5,855,008), Walker et al. (U.S. Patent No. 6,216,111)

Agreement with respect to the claims f) ☒ was reached. g) ☐ was not reached. h) N/A

Substance of Interview including description of the general nature of what was agreed to if an agreement was reached, or any other comments:

Mr. Cohen (applicant's representative) presented some arguments for the independent claims. Examiner stated that the arguments may be appropriate to overcome the rejection, but that another search would be accomplished to search for the invention as described in the arguments and independent claims: (1) during the price determining activity (PDA), the price of the product is scaled to the performance of the buyer; and (2) the performance of the buyer during the PDA is what determines the price of the product. The point here is the applicant says that the PDA and the product are associated through the claims, and not independent activities/objects. Examiner said that he would consider the arguments and do another search. Applicant said that he would submit his arguments in a Paper after Final for consideration, discussing the points discussed on the telephone.

(A fuller description, if necessary, and a copy of the amendments which the examiner agreed would render the claims allowable, if available, must be attached. Also, where no copy of the amendments that would render the claims allowable is available, a summary thereof must be attached.)

i) ☐ It is not necessary for applicant to provide a separate record of the substance of the interview (if box is checked).

Unless the paragraph above has been checked, THE FORMAL WRITTEN REPLY TO THE LAST OFFICE ACTION MUST INCLUDE THE SUBSTANCE OF THE INTERVIEW. (See MPEP section 713.04). If a reply to the last Office action has already been filed, APPLICANT IS GIVEN ONE MONTH FROM THIS INTERVIEW DATE TO FILE A STATEMENT OF THE SUBSTANCE OF THE INTERVIEW. See Summary of Record of Interview requirements on reverse side or on attached sheet.

*Forest Thompson Jr.*  
Au 2165  
(703) 306-5449  
Examiner

*Wynn Coggins*  
WYNN COGGINS  
SUPERVISORY PATENT EXAMINER  
TECHNOLOGY CENTER 2100

Examiner Note: You must sign this form unless it is an Attachment to a signed Office action.